



STATE OF MICHIGAN

DEPARTMENT OF COMMUNITY HEALTH  
LANSING

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## **Bureau of Health Professions**

### **Third Annual Access to Care Report (required by § 333.16221 (f))**

Act 402 of 2002 requires three annual reports, beginning June 3, 2003, regarding the requirements listed under § 333.16221(f) of the Michigan Public Health Code. These reports are to focus on the effect the amendatory act has on access to care for uninsured and Medicaid patients. The Department of Community Health is required to specifically address “the number of referrals by licensees of uninsured and Medicaid patients to purchase or secure a drug, device, treatment, procedure, or service from another person, place, facility, or business in which the licensee has a financial interest.” This report serves as the third and final annual report.

During the period from July 1, 2004 through June 30, 2005, eleven cases were identified as possibly meeting the requirements as stated in 333.16221(f). These cases were categorized as “promoting unnecessary services” and included allegations against the following professions:

- \* dentistry (8 cases)
- \* medicine (3 cases)

It should be noted that of the eleven cases, nine cases included the following associated charges:

- \* negligence/incompetence (6)
- \* unethical business practices (1)
- \* unsanitary conditions (1)
- \* refusal to release patient records (1)

The remaining two files had no additional charges. There were no files identified as “ownership in lab/financial interest.”

As of June 30, 2005, six cases have been closed; three due to the failure to receive patient releases and three were closed after the board review concluded that there had been no violation.

It should be noted that one file was under investigation by the Bureau of Health Professions, Investigation Division, and one file was forwarded to the Complaint Section. Three cases were in the process of being prepared for board review, in the subpoena process, or pending review for the next step in the complaint process.

Dated: July 20, 2005